

Court of Appeals, State of Michigan

ORDER

People of MI v Arthur Daniel

Docket No. 293322

LC No. 92-001371-FH

Brian K. Zahra
Presiding Judge

Michael J. Talbot

Kurtis T. Wilder
Judges

The Court orders that the motion to remand is GRANTED. On remand, defendant-appellant shall follow the procedures in MCR 7.210(B)(2) to reconstruct any portions of the trial court record that are no longer available. Defendant-appellant shall file a proposed statement of facts with the trial court within 14 days of the Clerk's certification of this order. The trial court is to hear and decide the matter within 56 days of the Clerk's certification of this order.

This Court retains jurisdiction in this matter and the time for proceeding with the appeal in this Court begins upon issuance of a certified statement of facts under MCR 7.210(B)(2) by the trial court or 14 days after the Clerk's certification of this order if defendant-appellant fails to file a proposed statement of facts with the trial court in the 14-day period. Once the trial court enters a certified statement of facts, defendant-appellant has 56 days to file his brief on appeal. Should defendant-appellant not file a proposed statement of facts with the trial court within the 14-day period, this matter may be subject to involuntary dismissal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

January 4, 2010
Date

Sandra Schultz Mengel
Chief Clerk